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|--|-------------|----------------------|---------------------|------------------|
| 09/909,574 | 07/20/2001 | Frank A. Skraly | MBX 039 | 2982 |
| <div>23579 7590 01/29/2008</div> <div>PATREA L. PABST PABST PATENT GROUP LLP 400 COLONY SQUARE, SUITE 1200 1201 PEACHTREE STREET ATLANTA, GA 30361</div> | | | | |
| | | | EXAMINER | |
| | | | PAK, YONG D | |
| | | | ART UNIT | PAPER NUMBER |
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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| 09909574 | 7/20/2001 | SKRALY ET AL. | MBX 039 |

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ART UNIT**PAPER**

1652

20080128

DATE MAILED:

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Commissioner for Patents

The purpose of this communication is to address (A) the omitted Heading (1) Real Party in Interest and (2) prior arts used to reject the claims under Heading (8) Evidence Relied Upon, as follows.

(1) Real Party in Interest

A statement identifying by name the real party in interest is contained in the brief.

(8) Evidence Relied Upon

Skraly et al. Polyhydroxyalkanoates Produced by Recombinant E. coli, Poster at Engineering Foundation Conference: Metabolic Engineering, 1998.

Madison et al. (Metabolic engineering of poly(3-hydroxyalkanoates): from DNA to plastic. Microbiol Mol Biol Rev. 1999 Mar;63(1):21-53.

BRENDA database (EC 1.1.1.202).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yong Pak whose telephone number is 571-272-0935. The examiner can normally be reached 6:30 A.M. to 5:00 P.M. Monday through Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ponnathapu Achutamurthy can be reached on 571-272-0928. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-1600.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll free).

Yong D. Pak
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